

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 255, "An Act to amend  
Article 698 of the Code of Criminal  
Procedure of the State of Texas, pro-  
viding that the proper judgment be  
entered on verdicts; providing that in  
misdemeanor cases where the verdict  
or plea is guilty and the punishment  
is by fine only, the court or judge may  
defer judgment; providing for the  
time and manner, deferring judg-  
ment; providing for recognizance or  
bail for the defendant, and prescrib-  
ing remedies, and declaring an emer-  
gency."

Have carefully compared same and  
find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 808, "An Act making it  
unlawful to take or catch catfish,  
perch, buffalo and drum in any of the  
waters of Delta, Hopkins or Franklin  
counties, with a seine having meshes  
two inches square, and declaring an  
emergency."

Have carefully compared same and  
find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 882, "An Act providing  
that certain cities having the popula-  
tion requirements set forth herein  
may acquire and own special assess-  
ment certificates issued in connection  
with street improvements, that such  
cities may pledge and impound said  
certificates as the basis for the issu-  
ance of special improvement bonds  
subject to the limitations and provi-  
sions of this act; providing for use  
of funds from the sale of such bonds;

providing that such bonds shall not  
be reckoned in determining charter,  
constitutional or statutory bond lim-  
itations and shall not constitute in-  
debtedness of the city contemplated  
under certain provisions of the Con-  
stitution; prescribing statutory du-  
ties imposed on such cities when such  
bonds are issued; providing for the  
examination and approval of such  
bonds by the Attorney General, and  
for their registration by the Comp-  
troller; repealing Chapter 43 of the  
General Laws of the Fourth Called  
Session of the Forty-first Legislature;  
validating all proceedings heretofore  
had by cities acting under authority  
of Chapter 43 of the Acts of the  
Fourth Called Session of the Forty-  
first Legislature, and declaring an  
emergency."

Have carefully compared same and  
find it correctly enrolled.

BOUNDS, Vice-Chairman.

### THIRTY-SIXTH DAY.

(Friday, March 27, 1931.)

The House met at 9:30 o'clock a.  
m., pursuant to adjournment, and was  
called to order by Speaker Minor.

The roll was called, and the follow-  
ing members were present:

Mr. Speaker.	Daniel.
Adams of Harris.	Davis.
Adams of Jasper.	DeWolfe.
Adamson.	Dodd.
Adkins.	Donnell.
Akin.	Dowell.
Albritton.	Dunlap.
Alsup.	Duvall.
Anderson.	Dwyer.
Baker.	Elliott.
Barron.	Engelhard.
Beck.	Farmer.
Bedford.	Farrar.
Bond.	Ferguson.
Bounds.	Finn.
Boyd.	Fisher.
Bradley.	Forbes.
Bryant.	Ford.
Burns.	Fuchs.
of McCulloch.	Gilbert.
Burns of Walker.	Giles.
Carpenter.	Goodman.
Caven.	Graves.
Claunch.	Greathouse.
Coltrin.	Grogan.
Coombes.	Hanson.
Cox of Limestone.	Hardy.
Cunningham.	Harman.
Dale.	

Harrison	Munson.
of El Paso.	Murphy.
Harrison	Nicholson.
of Waller.	Olsen.
Hatchitt.	O'Quinn.
Hefley.	Patterson.
Herzik.	Petsch.
Hill.	Pope.
Hines.	Ray.
Holder.	Reader.
Holland.	Rogers.
Holloway.	Rountree.
Hoskins.	Sanders.
Howsley.	Satterwhite.
Hughes.	Scott.
Jackson.	Shelton.
Johnson	Sherrill.
of Dallam.	Smith of Bastrop.
Johnson	Smith of Wood.
of Dimmit.	Sparkman.
Johnson of Morris.	Stephens.
Jones of Atascosa.	Stevenson.
Justiss.	Steward.
Kayton.	Strong.
Keller.	Sullivant.
Kennedy.	Tarwater.
Laird.	Terrell
Lasseter.	of Cherokee.
Lee.	Terrell
Lemens.	of Val Verde.
Leonard.	Towery.
Lilley.	Turner.
Lockhart.	Van Zandt.
Long.	Vaughan.
McCombs.	Veatch.
McDougald.	Wagstaff.
McGill.	Walker.
McGregor.	Warwick.
Magee.	Weinert.
Martin.	West of Coryell.
Mathis.	Westbrook.
Mehl.	Wiggs.
Metcalfe.	Wyatt.
Moore.	Young.

## Absent—Excused.

Brice.	Morse.
Brooks.	Ramsey.
Cox of Lamar.	Ratliff.
Hubbard.	Richardson.
Jones of Shelby.	Savage.
Moffett.	West of Cameron.

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Hubbard for today, on motion of Mr. Wagstaff.

Mr. Ratliff for today and tomorrow, on motion of Mr. Kennedy.

Mr. Jones of Shelby and Mr. Ramsey for today, on motion of Mr. Adams of Jasper.

Mr. Brooks for today, on motion of Mr. Hines.

Mr. Savage for today and tomorrow, on motion of Mr. Davis.

Mr. Richardson for today and tomorrow, on motion of Mr. Hanson.

Mr. Brice for today and tomorrow, on motion of Mr. Veatch.

Mr. Lemens for today, on motion of Mr. Alsup.

The following member was granted leave of absence on account of illness:

Mr. Moffett for today and tomorrow, on motion of Mr. Hardy.

## HOUSE BILLS ON FIRST READING.

The following House bills, introduced today (by unanimous consent), were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. Tarwater (by request):

H. B. No. 994, A bill to be entitled "An Act authorizing the Governor to negotiate a compact with the State of New Mexico for the purpose of co-operating with the State of New Mexico to permit school districts of incorporated towns, or union high school districts in Texas adjoining the Texas-New Mexico State line, to combine with school districts, incorporated towns and other educational subdivisions of the State of New Mexico adjoining the Texas-New Mexico State line to promote educational facilities and to permit co-operative measures to be adopted for the financing of school buildings and teachers' staffs for the same; authorizing the Governor of Texas to appoint a commissioner therefor, and providing an appropriation to defray his expenses, and declaring an emergency."

Referred to Committee on Education.

By Mr. Bedford and Mrs. Moore:

H. B. No. 995, A bill to be entitled "An Act making better provisions for public parks and playgrounds outside the limits of incorporated cities; authorizing cities to acquire and main-

tain recreational parks and playgrounds without their territorial limits and within the county within which they are situated, and limiting the amount of land which may be so acquired, etc., and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Bedford:

H. B. No. 996, A bill to be entitled "An Act to amend Article 3887 of the Revised Civil Statutes of 1925, as amended by the Acts of the Forty-first Legislature, Regular Session, Chapter 112, page 256, relating to the fees of the county attorney in any county having a population in excess of 100,000 inhabitants where there is no district attorney, so as to include any county having less than 100,000 inhabitants, but containing a city with a population in excess of 50,000 inhabitants, according to the last preceding Federal census and each succeeding Federal census thereafter, where there is no district attorney; providing a maximum compensation payable to him out of the fees collected by such county attorney, etc., and declaring an emergency."

Referred to Committee on State Affairs.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Goodman, House bill No. 932 was ordered not printed.

On motion of Mr. Adams of Jasper, House bill No. 986 was ordered not printed.

On motion of Mrs. Hughes, House bill No. 992 was ordered not printed.

#### TO IMPROVE PRESS ROOM.

Mr. Anderson offered the following resolution:

Whereas, The press room in the Capitol building is overcrowded and poorly furnished and lighted; and

Whereas, The newspaper correspondents should enjoy better working conditions under which to prepare their copy for the papers they represent; therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Board of Control be authorized and directed to secure larger and more comfortable quarters, and furnish same for the use of the newspaper

correspondents who may be stationed in Austin, the cost to be taken from the contingent fund of the Forty-second Legislature.

The resolution was read second time and was adopted.

#### RELATIVE TO HOUSE BILL NO. 865.

Mr. Fisher asked unanimous consent of the House to have the emergency clause added to House bill No. 865 and to have the caption amended.

There was no objection offered and it was so ordered.

#### RELATIVE TO HOUSE BILL NO. 311.

On motion of Mr. Beck, by unanimous consent of the House, the enacting clause was added to House bill No. 311.

#### RELATIVE TO HOUSE BILL NO. 160.

On motion of Mr. Hardy, by unanimous consent, the enacting clause was added to House bill No. 160.

#### PROVIDING FOR COMMITTEE TO RECOMMEND METHOD OF RAISING REVENUE.

Mr. Holder offered the following resolution:

Whereas, We believe it would be seriously detrimental to the economic as well as the educational welfare of Texas and to the best interest of the people, to lower the existing standard of State support and maintenance of our public schools;

Whereas, We are authoritatively informed that the present per capita apportionment of \$17.50 per scholar from State available school funds, must necessarily and automatically be reduced twenty per centum to approximately \$14 per scholar unless the present Legislature passes measures which will add \$5,000,000 a year to the State available school fund from sources other than ad valorem taxation; and

Whereas, We believe this matter is of such great importance as to demand the special and immediate attention of this House; now, therefore, be it

Resolved, That a special committee of five members of the House be ap-

pointed by the Speaker to immediately consider the premises, and to report to the House without delay such bill or bills as will in the opinion of said committee most suitably raise from a tax on sales of luxuries, including tobacco and cigarettes, and from other sources other than ad valorem taxes on property the sum of \$5,000,000 annually, in addition to existing revenues, to supplement the State available school fund, to the end that the present apportionment of \$17.50 per capita for the aid and benefit of all the public schools of Texas may be maintained.

The resolution was read second time.

Mr. Keller moved to table the resolution.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

## Yeas—55.

Adams of Jasper.	Hines.
Albritton.	Holland.
Alsup.	Holloway.
Baker.	Johnson of Morris.
Beck.	Kayton.
Bond.	Keller.
Bradley.	Lilley.
Coombes.	Lockhart.
Dale.	Long.
Davis.	McCombs.
DeWolfe.	McDougald.
Duvall.	McGill.
Elliott.	McGregor.
Engelhard.	Mathis.
Ferguson.	Mehl.
Finn.	Munson.
Fisher.	Murphy.
Forbes.	Patterson.
Ford.	Pope.
Giles.	Reader.
Greathouse.	Satterwhite.
Hardy.	Stevenson.
Harman.	Turner.
Harrison	Vaughan.
of El Paso.	Wagstaff.
Hefley.	Weinert.
Herzik.	Wiggs.
Hill.	Young.

## Nays—55.

Adams of Harris.	Burns of Walker.
Adkins.	Carpenter.
Akin.	Claunch.
Anderson.	Coltrin.
Barron.	Cox of Limestone.
Bounds.	Dodd.
Boyd.	Donnell.
Bryant.	Dowell.
Burns	Dwyer.
of McCulloch.	Farmer.

Gilbert.	Ray.
Goodman.	Rogers.
Graves.	Rountree.
Grogan.	Sanders.
Hanson.	Scott.
Harrison	Shelton.
of Walker.	Sherrill.
Hatchitt.	Smith of Bastrop.
Holder.	Steward.
Howsley.	Strong.
Hughes.	Sullivant.
Johnson	Terrell
of Dallam.	of Cherokee.
Justiss.	Towery.
Kennedy.	Van Zandt.
Laird.	Walker.
Lee.	Warwick.
Leonard.	West of Coryell.
Magee.	Wyatt.
Moore.	

## Present—Not Voting.

Cunningham.	Tarwater.
Jones of Atascosa.	Veatch.

## Absent.

Adamson.	Martin.
Bedford.	Metcalfe.
Daniel.	Nicholson.
Dunlap.	Olsen.
Farrar.	O'Quinn.
Fuchs.	Petsch.
Hoskins.	Smith of Wood.
Jackson.	Sparkman.
Johnson	Stephens.
of Dimmit.	Terrell of Val Verde.
Lasseter.	Westbrook.

## Absent—Excused.

Brice.	Moffett.
Brooks.	Morse.
Caven.	Ramsey.
Cox of Lamar.	Ratliff.
Hubbard.	Richardson.
Jones of Shelby.	Savage.
Lemens.	West of Cameron.

Mr. Anderson raised a point of order on further consideration of the resolution at this time on the ground that the time for the consideration of resolutions has expired.

The Speaker sustained the point of order.

## HOUSE BILL NO. 688 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 688, A bill to be entitled "An Act authorizing and directing the

State Auditor and Efficiency Expert to immediately begin an audit of the affairs, accounts, books, contracts and employes of the State Highway Department, and making an appropriation out of the funds belonging to the said Highway Department for the purpose of paying the employes necessary to carry out the provisions of this act in the sum of \$12,900, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 688 ON THIRD READING.

Mr. Sanders moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 688 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Adams of Jasper.	Gilbert.
Adkins.	Giles.
Akin.	Goodman.
Alsup.	Graves.
Anderson.	Greathouse.
Baker.	Grogan.
Beck.	Hanson.
Bedford.	Hardy.
Bond.	Harman.
Bounds.	Harrison
Boyd.	of El Paso.
Bradley.	Harrison
Bryant.	of Waller.
Burns	Hatchitt.
of McCulloch.	Hefley.
Burns of Walker.	Herzik.
Carpenter.	Hill.
Claunch.	Holder.
Coltrin.	Howsley.
Coombes.	Hughes.
Cox of Limestone.	Jackson.
Cunningham.	Johnson
Daniel.	of Dallam.
Davis.	Justiss.
DeWolfe.	Kayton.
Dodd.	Keller.
Donnell.	Kennedy.
Dowell.	Lee.
Dwyer.	Lilley.
Elliott.	Lockhart.
Engelhard.	Long.
Farmer.	McDougald.
Ferguson.	McGill.
Finn.	McGregor.
Fisher.	Magee.
Forbes.	Mehl.
Ford.	Metcalfe.
Fuchs.	Munson.

Murphy.	Strong.
Patterson.	Sullivant.
Pope.	Tarwater.
Ray.	Terrell
Reader.	of Cherokee.
Rogers.	Towery.
Rountree.	Turner.
Sanders.	Van Zandt.
Satterwhite.	Vaughan.
Scott.	Veatch.
Shelton.	Wagstaff.
Sherrill.	Walker.
Smith of Bastrop.	West of Coryell.
Smith of Wood.	Westbrook.
Sparkman.	Wiggs.
Stephens.	Wyatt.
Stevenson.	Young.
Steward.	

#### Absent.

Adams of Harris.	Laird.
Adamson.	Lasseter.
Albritton.	Leonard.
Barron.	McCombs.
Dale.	Martin.
Dunlap.	Mathis.
Duvall.	Moore.
Farrar.	Nicholson.
Hines.	Olsen.
Holland.	O'Quinn.
Holloway.	Petsch.
Hoskins.	Terrell
Johnson	of Val Verde.
of Dimmit.	Warwick.
Jones of Atascosa.	Weinert.
Johnson of Morris.	

#### Absent—Excused.

Brice.	Moffett.
Brooks.	Morse.
Caven.	Ramsey.
Cox of Lamar.	Ratliff.
Hubbard.	Richardson.
Jones of Shelby.	Savage.
Lemens.	West of Cameron.

The Speaker then laid House bill No. 688 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—106.

Adams of Jasper.	Burns
Adkins.	of McCulloch.
Akin.	Burns of Walker.
Albritton.	Carpenter.
Alsup.	Claunch.
Baker.	Coltrin.
Barron.	Coombes.
Beck.	Cox of Limestone.
Bedford.	Cunningham.
Bond.	Daniel.
Bounds.	Davis.
Boyd.	DeWolfe.
Bryant.	Dodd.

Donnell.	Lee.
Dowell.	Lilley.
Dunlap.	Lockhart.
Dwyer.	McDougald.
Elliott.	McGill.
Engelhard.	McGregor.
Farmer.	Magee.
Farrar.	Metcalfe.
Ferguson.	Munson.
Finn.	Murphy.
Fisher.	Patterson.
Forbes.	Ray.
Ford.	Reader.
Fuchs.	Rogers.
Gilbert.	Rountree.
Giles.	Sanders.
Goodman.	Satterwhite.
Graves.	Scott.
Greathouse.	Shelton.
Grogan.	Sherrill.
Hanson.	Smith of Bastrop.
Hardy.	Smith of Wood.
Harman.	Sparkman.
Harrison	Stephens.
of El Paso.	Stevenson.
Harrison	Steward.
of Waller.	Strong.
Hatchitt.	Sullivant.
Hefley.	Tarwater.
Herzik.	Towery.
Hill.	Turner.
Holloway.	Van Zandt.
Howsley.	Vaughan.
Hughes.	Veatch.
Jackson.	Wagstaff.
Johnson	Walker.
of Dallam.	Warwick.
Johnson of Morris.	West of Coryell.
Justiss.	Westbrook.
Kayton.	Wiggs.
Keller.	Wyatt.
Kennedy.	Young.

Nays—3.

Anderson.	Pope.
Long.	

Absent.

Adams of Harris.	McCombs.
Adamson.	Martin.
Bradley.	Mathis.
Dale.	Mehl.
Duvall.	Moore.
Hines.	Nicholson.
Holder.	Olsen.
Holland.	O'Quinn.
Hoskins.	Petsch.
Johnson	Terrell
of Dimmit.	of Cherokee.
Jones of Atascosa.	Terrell
Laird.	of Val Verde.
Lasseter.	Weinert.
Leonard.	

Absent—Excused.

Brice.	Brooks.
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Caven.	Morse.
Cox of Lamar.	Ramsey.
Hubbard.	Ratliff.
Jones of Shelby.	Richardson.
Lemens.	Savage.
Moffett.	West of Cameron.

## RELATIVE TO STAMP ACCOUNT OF MEMBERS.

The Speaker laid before the House for consideration at this time, resolution offered on yesterday by Mr. Beck, relative to the stamp account of members, with amendment by Mr. Davis, and substitute amendment by Mr. Vaughan pending.

Mr. Vaughan withdrew the pending substitute and offered the following substitute amendment in lieu thereof:

Amend the resolution by striking out the allowance for telegraph and telephone and allow the sum of \$25 additional for stamps, if needed; and provided, however, that when any member withdraws his stamp balance at the close of this session he shall make affidavit to the Committee on Contingent Expenses that such withdrawals are to be used exclusively for business of the State.

Mr. McGregor moved that the resolution be referred to the Committee on Contingent Expenses.

The motion was lost.

Mr. Anderson moved to table the substitute amendment by Mr. Vaughan.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—79.

Adams of Jasper.	Dunlap.
Adamson.	Dwyer.
Adkins.	Elliott.
Alsup.	Farrar.
Anderson.	Ford.
Baker.	Fuchs.
Barron.	Gilbert.
Bedford.	Giles.
Bond.	Grogan.
Bryant.	Hardy.
Burns of Walker.	Harman.
Caven.	Harrison
Claunch.	of Walker.
Coltrin.	Hefley.
Coombes.	Herzik.
Cunningham.	Hines.
Dale.	Holder.
Daniel.	Holloway.
Donnell.	Howsley.
Dowell.	Hughes.

Jackson.	Petsch.
Johnson	Pope.
of Dimmit.	Ray.
Johnson of Morris.	Reader.
Kayton.	Rogers.
Keller.	Rountree.
Kennedy.	Sanders.
Lee.	Satterwhite.
Leonard.	Shelton.
Lilley.	Smith of Bastrop.
Lockhart.	Sparkman.
McCombs.	Tarwater.
McDougald.	Towery.
McGill.	Turner.
McGregor.	Van Zandt.
Martin.	Wagstaff.
Mathis.	Walker.
Mehl.	Warwick.
Metcalfe.	Westbrook.
Murphy.	Young.
Patterson.	

## Nays—26.

Akin.	Hanson.
Albritton.	Jones of Atascosa.
Beck.	Justiss.
Bounds.	Munson.
Boyd.	Smith of Wood.
Bradley.	Stevenson.
Carpenter.	Strong.
Davis.	Terrell
DeWolfe.	of Cherokee.
Dodd.	Vaughan.
Engelhard.	Veatch.
Farmer.	Wiggs.
Fisher.	Wyatt.
Forbes.	

## Present—Not Voting.

Cox of Limestone.	Greathouse.
Goodman.	

## Absent.

Adams of Harris.	Lasseter.
Burns	Long.
of McCulloch.	Magee.
Duvall.	Moore.
Ferguson.	Nicholson.
Finn.	Olsen.
Graves.	O'Quinn.
Harrison	Scott.
of El Paso.	Sherrill.
Hatchitt.	Stephens.
Hill.	Steward.
Holland.	Sullivan.
Hoskins.	Terrell
Johnson	of Val Verde.
of Dallam.	Weinert.
Laird.	West of Coryell.

## Absent—Excused.

Brice.	Jones of Shelby.
Brooks.	Lemens.
Cox of Lamar.	Moffett.
Hubbard.	Morse.

Ramsey.	Savage.
Ratliff.	West of Cameron.
Richardson.	

Mr. Beck moved to table the amendment by Mr. Davis.

(Mr. McGill in the chair.)

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—70.

Adams of Jasper.	Johnson
Adamson.	of Dimmit.
Adkins.	Johnson of Morris.
Alsup.	Justiss.
Anderson.	Keller.
Barron.	Lee.
Beck.	Leonard.
Bounds.	Lilley.
Burns	Lockhart.
of McCulloch.	McCombs.
Burns of Walker.	McDougald.
Caven.	McGregor.
Coltrin.	Martin.
Coombes.	Mathis.
Cox of Limestone.	Mehl.
Dale.	Metcalfe.
Daniel.	Murphy.
Donnell.	Patterson.
Dowell.	Pope.
Duvall.	Reader.
Dwyer.	Rountree.
Elliott.	Sanders.
Finn.	Satterwhite.
Ford.	Shelton.
Fuchs.	Smith of Bastrop.
Greathouse.	Sparkman.
Grogan.	Strong.
Hardy.	Towery.
Harrison	Turner.
of El Paso.	Van Zandt.
Herzik.	Wagstaff.
Hill.	Walker.
Hines.	Warwick.
Holder.	Weinert.
Holloway.	Westbrook.
Howsley.	Wiggs.
Jackson.	

## Nays—34.

Akin.	Farmer.
Baker.	Fisher.
Bedford.	Forbes.
Bond.	Giles.
Boyd.	Goodman.
Bryant.	Graves.
Carpenter.	Hanson.
Claunch.	Harman.
Davis.	Hefley.
DeWolfe.	Jones of Atascosa.
Dodd.	Kennedy.
Engelhard.	Munson.

Petsch.	Terrell
Ray.	of Cherokee.
Rogers.	Vaughan.
Smith of Wood.	Veatch.
Stephens.	Wyatt.
Stevenson.	

Absent.

Adams of Harris.	Lasseter.
Albritton.	Long.
Bradley.	McGill.
Cunningham.	Magee.
Dunlap.	Moore.
Farrar.	Nicholson.
Ferguson.	Olsen.
Gilbert.	O'Quinn.
Harrison	Scott.
of Walker.	Sherrill.
Hatchitt.	Steward.
Holland.	Sullivant.
Hoskins.	Tarwater.
Hughes.	Terrell
Johnson	of Val Verde.
of Dallam.	West of Coryell.
Kayton.	Young.
Laird.	

Absent—Excused.

Brice.	Morse.
Brooks.	Ramsey.
Cox of Lamar.	Ratliff.
Hubbard.	Richardson.
Jones of Shelby.	Savage.
Lemens.	West of Cameron.
Moffett.	

Question then recurring on the resolution, it was adopted.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 27, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House amendments to Senate bill No. 400, by the following vote: 30 yeas, 0 nays.

Respectfully,  
JNO. B. DuPRIEST,  
Assistant Secretary of the Senate.

#### PROVIDING FOR THE ACCEPT- ANCE OF THE FLAG OF GREECE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 27, To authorize the acceptance of the flag of Greece.

Whereas, The year 1930 marked one hundred years of the independence of Greece.

Whereas, During the struggle for

independence the Greeks appealed to the United States for moral support.

Whereas, President Monroe, Daniel Webster, Henry Clay, Edward Everett and Dr. Samuel Howe raised their voices in the Senate of the United States and outside of government circles in behalf of the liberties of a people to whom the entire civilized world owes an everlasting debt of gratitude.

Whereas, Last August, American Legionnaires visited Athens to pay tribute to the memory of the American patriots who struggled for Greek independence, and attended the unveiling of a great memorial statue to their memory, erected by the contribution of every Greek school child in Greece.

Whereas, The Governors of the United States of America, as a token of the continued friendship of the United States for Greece, sent with the Legionnaire excursionists their respective State flags to be presented to the Greek Republic.

Whereas, The Greek government, in gratitude for this token of friendship, has sent back with the Legionnaires 48 Greek flags, one for each State, as a token of the love of the Greek people for the people of the several States of the Union.

Whereas, The 500,000 citizens of Greek origin have brought to us traditions and a belief in the form of government from which the drafters of our immortal Constitution copied abundantly.

Whereas, During the great war our American citizens of Greek origin volunteered in the number of 60,000 and distinguished themselves for valor and devotion to their adopted country. Therefore, be it

Resolved, That the Senate of the State of Texas, the House of Representatives concurring, accept with deep appreciation the Greek flag sent by the President of the Republic of Greece as a token of the common ideals that united the two Republics during the recent war.

That the Governor be and is hereby empowered to accept the flag and deposit it in the Capitol and display it on all proper occasions.

That the Secretary of the Senate, properly signed and with State seal thereon, transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister in Washington.

The resolution was read second time, and was adopted.



HOUSE JOINT RESOLUTION NO.  
7 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. J. R. No. 7, Amending Article 4, Section 26, of the Constitution of the State of Texas, providing that notaries public may be appointed by the district courts; providing for the submission of the amendment to the voters of Texas; providing for the publication thereof, and making an appropriation therefor.

The resolution was read third time, and failed to pass by the following vote:

## Yeas—68.

Adamson.	Jackson.
Albritton.	Johnson
Alsup.	of Dallam.
Anderson.	Johnson
Barron.	of Dimmit.
Bedford.	Justiss.
Bond.	Kennedy.
Boyd.	Laird.
Bryant.	Lee.
Burns	Lemens.
of McCulloch.	Leonard.
Carpenter.	Long.
Coltrin.	McCombs.
Coombes.	McGill.
Cox of Limestone.	McGregor.
Cunningham.	Mathis.
Dale.	Mehl.
DeWolfe.	O'Quinn.
Dodd.	Petsch.
Dowell.	Rogers.
Engelhard.	Rountree.
Farrar.	Satterwhite.
Ferguson.	Scott.
Fisher.	Shelton.
Fuchs.	Smith of Bastrop.
Gilbert.	Sparkman.
Giles.	Stephens.
Graves.	Stevenson.
Hardy.	Strong.
Harrison	Tarwater.
of El Paso.	Towery.
Harrison	Turner.
of Waller.	Veatch.
Hefley.	Wagstaff.
Holder.	Warwick.
Hughes.	Wyatt.

## Nays—41.

Adams of Jasper.	Dunlap.
Adkins.	Dwyer.
Akin.	Elliott.
Baker.	Farmer.
Bounds.	Finn.
Bradley.	Forbes.
Burns of Walker.	Ford.
Claunch.	Goodman.
Daniel.	Greathouse.

Grogan.	Patterson.
Harman.	Pope.
Hines.	Ray.
Holloway.	Steward.
Jones of Atascosa.	Terrell
Johnson of Morris.	of Cherokee.
Lilley.	Van Zandt.
Lockhart.	Vaughan.
McDougald.	Walker.
Martin.	Westbrook.
Munson.	Wiggs.
Murphy.	Young.

## Present—Not Voting.

## Reader.

## Absent.

Adams of Harris.	Lasseter.
Beck.	Magee.
Caven.	Metcalfe.
Davis.	Moore.
Donnell.	Nicholson.
Duvall.	Olsen.
Hanson.	Sanders.
Hatchitt.	Sherrill.
Herzik.	Smith of Wood.
Hill.	Sullivan.
Holland.	Terrell
Hoskins.	of Val Verde.
Kayton.	Weinert.
Keller.	West of Coryell.

## Absent—Excused.

Brice.	Morse.
Brooks.	Ramsey.
Cox of Lamar.	Ratliff.
Howsley.	Richardson.
Hubbard.	Savage.
Jones of Shelby.	West of Cameron.
Moffett.	

Mr. Young moved to reconsider the vote by which the resolution failed to pass, and asked to have the motion to reconsider spread on the Journal.

HOUSE BILL NO. 177 ON PAS-  
SAGE TO ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 177, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways; providing for issuance of licenses, revocation thereof, forbidding driving by persons without licenses; providing penalties, etc., and declaring an emergency."

The bill having heretofore been read second time, with (committee) amendment by Mr. Bradley, pending.

On motion of Mr. Keller, further

consideration of the bill was postponed until 2 o'clock p. m. next Tuesday.

#### HOUSE JOINT RESOLUTION NO. 26 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. J. R. No. 26, Proposing an amendment to Article 6 of the Constitution of the State of Texas by adopting a new section, which shall provide that only qualified electors owning taxable property in the State, county, district, political subdivision, city, town or village where the election is held and which has been duly rendered for taxation, shall be qualified to vote at elections held for the purpose of issuing bonds or otherwise lending credit, or expending money, or assuming debt therein.

The resolution was read third time.

Mr. Harman offered the following amendment to the resolution:

Amend House joint resolution No. 26 by inserting in line 28, page 1, between the words "taxation and shall," the following: "and paid the taxes before they became delinquent."

Mr. Leonard offered the following amendment to the amendment:

Amend the Harman amendment by striking out the words "before they became delinquent."

The amendment to the amendment was lost.

Question then recurring on the amendment by Mr. Harman, it was lost.

(Mr. Satterwhite in the chair.)

On motion of Mr. Anderson, the resolution was laid on the table subject to call.

(Speaker in the chair.)

#### HOUSE BILL NO. 241 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 241, A bill to be entitled "An Act making an appropriation to reimburse persons, firms and corporations for losses sustained during the years of 1929 and 1930 by reason of the establishment by the State of Texas of regulated and restricted zones in certain areas of the State requiring such persons, firms and corporations to pay money for the ster-

ilization of seed and the fumigation of cotton, etc., and declaring an emergency."

The bill was read third time.

Question—Shall the bill be passed?

#### BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

S. B. No. 400, "An Act regulating the taking and catching of catfish, bass and perch in Wise and Jack counties, Texas, with any seine or net of a certain mesh; prescribing offenses, fines and penalties; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

#### COMMUNICATION FROM HON. A. P. JOHNSON.

The Speaker laid before the House and had read the following invitation:

Austin, Texas, March 27, 1931.

To the Members of the Legislature and All State Officials:

On Friday and Saturday of next week, April 3rd and 4th, at Carrizo Springs, there will be staged a Wild West Rodeo Stampede with parade, ball games and the crowning of the Queen of the Winter Garden district.

Special reserved seats free will be held for all members of the Legislature and all other State officials who arrange therefor with me on or before next Wednesday; and to whom Judge W. O. Fitch of Eagle Pass advises me that Eagle Pass will arrange some entertainment Saturday night in Piedras Negras, Mexico.

Please see me on or before next Wednesday if you desire to go on either of the days mentioned.

Respectfully,

A. P. JOHNSON.

#### RECESS.

On motion of Mr. Holder, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

# RELATIVE TO HOUSE BILL NO. 250.

Mr. Burns of McCulloch asks unanimous consent of the House to have his name added to House bill No. 250, as one of the signers thereof.

There was no objection offered, and it was so ordered.

# HOUSE BILL NO. 241 ON FINAL PASSAGE.

The House resumed consideration of pending business, same being House bill No. 241, relative to reimbursing certain firms and persons for losses sustained in 1929, the bill having been read third time today.

On motion of Mr. Satterwhite, further consideration of the bill was postponed until 10 o'clock a. m., next Tuesday.

# HOUSE BILL NO. 15 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 15, A bill to be entitled "An Act to amend Subdivision 49 of Article 1302, Revised Statutes of 1925, so as to authorize corporations organized thereunder, either by original charter or by amendment to existing charter, to also act as trustee under any lawful express trust committed to them by will, and to act as guardian and/or executor under the terms of any will, and declaring an emergency."

The bill was read second time.

On motion of Mr. Metcalfe, the bill was laid on the table subject to call.

# HOUSE BILL NO. 24 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 24, A bill to be entitled "An Act to amend Article 701 of Chapter 1, Title 22, of the Revised Civil Statutes of the State of Texas of 1925; to provide that only property taxpaying voters, who pay a property tax, can vote in bond elections; providing that at least two-thirds of those voting in a bond election must approve the issuance of bonds; repealing all laws in conflict with this act, and declaring an emergency."

The bill was read second time.

Mr. Harman offered the following amendment to the bill:

Amend Section 1 by striking out the words "at least two-thirds of those voting in the election," and inserting in lieu thereof the following: "a vote of the people as directed by the Constitution."

The amendment was adopted.

House bill No. 24 was then passed to engrossment.

(Mr. Young in the chair.)

# NOTICE GIVEN.

Mr. Keller gave notice that he would, on next Thursday, move to take up for consideration at that time House Bills Nos. 849 and 850, which bills had heretofore been laid on the table subject to call.

# HOUSE BILL NO. 31 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 31, A bill to be entitled "An Act amending Section 17, Subdivision 3, of Article 7065n, House bill No. 6, Chapter 88, Second Called Session of Forty-first Legislature, providing for the application for refund when claimant purchases or acquires for use gasoline upon which a refund may be due, and declaring an emergency."

The bill was read second time.

Mr. Harman offered the following (committee) amendment to the bill:

Amend House bill No. 31, by striking out all below the enacting clause, and insert in lieu thereof the following:

Section 1. That Section 17, Subdivision 3 of Article 7065n of House bill No. 6, Chapter 88, Acts of the Second Called Session of the Forty-first Legislature, be, and the same is hereby amended so as to read as follows:

Section 17, Subdivision 3 of Article 7065n. When a claimant purchases or acquires for use gasoline upon which a refund may be due, he shall, within six months from the purchase of motor fuels, upon which a refund is claimed, and not thereafter, such claimant shall file with the Comptroller an affidavit on such forms as may be prescribed by the Comptroller of Public Accounts, and which affidavit shall include a statement as to the source or place of purchase or acquisition of such gasoline used for

purposes other than in propelling motor vehicles over the highways of this State, that the information stated in the attached invoice or ticket is correct, and the manner, mode and instrumentalities in which said gasoline was used, if such information can be given, and that no part of said gasoline were used in propelling motor vehicles over the highways of this State, that the tax claimed has actually been paid directly or indirectly by the claimant, and said affidavit shall be accompanied by the invoice or ticket above referred to, together with a filing fee of one dollar, and the Comptroller may require other affidavits in such form and time as he may deem advisable, and if he finds that such claims are just, and that the taxes claimed have actually been paid by the claimant, then he shall, within sixty days, issue warrant or warrants for the amounts due claimant, but no warrant shall be paid by the Treasurer after twelve months from the date thereof, and if such warrant is not presented within twelve months from the date thereof, claimant shall forfeit his right to a refund. No refund shall be made where gasoline is used later than six months from the purchase of appropriation for use.

Sec. 2. That Section 17, Subdivision 5 of Article 7065n of House bill No. 6, Chapter 88, Acts of the Second Called Session of the Forty-first Legislature be, and the same is hereby amended, so as to read as follows:

Section 17, Subdivision 5 of Article 7065n. All of the moneys paid into the Treasury under the provisions of this act, except the filing fees above, shall be set aside in a special fund to be known as the highway gasoline tax fund, and no part of said fund shall be credited to the available school fund until a report is made by the Comptroller to the Treasurer, showing the total maximum amount of refunds that may be required to be paid by the State out of said funds. The Comptroller shall, on the 25th day of each month, or as soon thereafter as is possible, compute and ascertain the maximum amount of funds that may be due by the State on sale of gasoline during the preceding month, upon which a refund may be due, and shall certify to the Treasurer the maximum amount, and the Treasurer shall reserve said amount each month out of which to pay refunds, and shall not distribute that part of said fund until the ex-

piration of the time in which a refund can be made out of said fund, but as soon as said report has been made by the Comptroller, and the maximum amount of refunds determined, he shall deduct said amount from the total taxes paid for such month, and apply the remainder of such fund, one-fourth to the available school fund, and three-fourths to the Highway fund, as provided by law.

Sec. 3. Upon the passage of this act, any person who has a valid claim for a refund under the provisions of Chapter 88, Acts Second Called Session of the Forty-first Legislature, but who, for good cause, has failed to make the report herein required to be made to the Comptroller, or who has failed to file the affidavit therein required within the sixty days period, shall have ninety days from and after the passage of this act to file such report and affidavit, and if such claimant then complies with the provisions of this act and of the provisions of said Chapter 88, the Comptroller, if satisfied that such claimant had good cause for failing to file the report, or affidavit, shall be authorized to issue warrant to such claimant for a refund of such taxes as in other cases herein provided.

Sec. 4. Provided, that should any section of this act be declared unconstitutional, it shall not affect any other section, and all other sections shall remain in full force and effect.

Sec. 5. The fact that the time for making reports of claimants for refunds is not long enough, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three separate days in each House, be suspended, and the same is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

Mr. Harman offered the following amendment to the amendment:

Amend committee amendment No. 1 to House bill No. 31 by adding at the end of Section 1 the following: "no refund of the tax shall be allowed on gasoline used in any registered or licensed motor vehicle or in any motor vehicle operated or intended to be operated on any of the highways, roads and streets of this State."

The amendment was adopted.

Mr. Harman offered the following amendment to the amendment:

Amend committee amendment No. 1 to House bill No. 31 by adding at

the end of Section 2 the following: "if claimant has lost or loses, or for any reason failed or fails to receive warrant after warrant was or has been issued by the Comptroller, and upon satisfactory proof of such, the Comptroller may issue claimant duplicate warrant as provided for in Article 4365, Revised Civil Statutes of 1925, but in no event shall a duplicate warrant be issued after one year from expiration date of original warrant."

The amendment was adopted.

The amendment as amended was then adopted.

Mr. Harman offered the following amendment to the bill:

Amend the caption of House bill No. 31 by striking out all above the enacting clause and insert in lieu thereof the following:

"A bill to be entitled 'An Act to amend Section 17, subdivisions 3 and 5, of Article 7065n, House bill No. 6, Chapter 88, Second Called Session of the Forty-first Legislature, providing for the application for refund when claimant purchases or acquires for use gasoline upon which a refund may be due, and declaring an emergency.'"

The amendment was adopted.

House bill No. 31 was then passed to engrossment.

#### HOUSE BILL NO. 36 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 36, A bill to be entitled "An Act validating the extension of the corporate limits of cities of more than 50,000 inhabitants, according to the last United States census, where such extension is made under the provision of any home rule charter or ordinance since the enactment of Chapter 110, General Laws of the Forty-first Legislature of the State of Texas of 1929, etc., and declaring an emergency."

The bill was read second time.

Mrs. Moore offered the following amendment to the bill:

Amend House bill No. 36, Section 1, line 19, by striking out the figures "50,000" and inserting in lieu thereof the figures "2500," and amend the caption accordingly.

The amendment was adopted.

(Speaker in the chair.)

House bill No. 36 was then passed to engrossment.

#### HOUSE BILL NO. 39 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 39, A bill to be entitled "An Act to amend Chapter 29, Acts of the First Called Session of the Forty-first Legislature, relating to the selection of jurors in certain counties; providing for the appointment of jury commissioners to select jurors; providing the qualifications of said commissioners, etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 98 ON SECOND READING.

On motion of Mr. Warwick (by unanimous consent), the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 98, A bill to be entitled "An Act to amend Article 2806, Revised Civil Statutes, 1925, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Dowell offered the following amendment to the bill:

Amend House bill No. 98 by inserting after second paragraph, line 4, page 2, the following: "provided further, that when it is proposed to consolidate contiguous county-line districts, the petitions and election orders prescribed in this act shall be addressed to and issued by the county judge of the county having jurisdiction over the principal school of each district, and the results of the election shall be canvassed by the commissioners court of the said county."

The amendment was adopted.

Mr. Farmer offered the following amendment to the bill:

Amend House bill No. 98 by inserting after the word "majority" in line 25, page 1, the words "in each district."

(Mr. Petsch in the chair.)

Mr. Laird offered the following substitute for the amendment by Mr. Farmer:

Amend House bill No. 98, line 25, page 1, by adding after the word "majority" the following: "in each district voting separately."

(Speaker in the chair.)

On motion of Mr. Van Zandt, further consideration of the bill was postponed until 3 o'clock p. m. next Tuesday.

Question — Shall the substitute amendment by Mr. Laird be adopted?

#### HOUSE BILL NO. 898 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 898, A bill to be entitled "An Act prohibiting the hunting, taking or shooting of any wild deer in Coryell or Hamilton counties for five years, and fixing a penalty."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 907 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 907, A bill to be entitled "An Act fixing a period of time when it shall be lawful to take and hunt and kill squirrels in Panola county; defining a misdemeanor, and declaring an emergency."

The bill was read second time, and passed to engrossment.

#### HOUSE BILL NO. 915 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 915, A bill to be entitled "An Act making it unlawful for any person in using a seine or net for the taking of any fish in Cass or Bowie counties to disturb, agitate or beat upon or in the waters at the time of using said seines or nets; fixing a penalty, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 943 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 943, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring, killing or possessing of any wild quail of any species or any wild turkey, or either of them, within the limits of the counties of Atascosa and Frio, State of Texas, for a period of five years from

and after the passage of this act, etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 956 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 956, A bill to be entitled "An Act relating to the performance of road duty in Wood county, Texas, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 980 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 980, A bill to be entitled "An Act creating Liberty County Conservation and Reclamation District No. 3 under authority of Section 59, Article 16, of the Constitution, granting to said district the powers conferred by general laws, providing that no election and no action by the commissioners court shall be necessary to authorize the creation of this district; providing for appointment of commissioners for said district; providing that all general laws concerning drainage and conservation and reclamation districts are applicable to said district, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 919 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 919, A bill to be entitled "An Act authorizing the county commissioners of certain described counties to receive, out of the general fund of the county, expenses for the operation and upkeep of automobiles not exceeding \$50 per month, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 252 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 252, A bill to be entitled "An Act prohibiting the taking, trap-

ping or killing any wild turkey, wild prairie chicken, or wild quail within the counties of Travis, Hays, Williamson or Caldwell for and during the period of three years from and after the taking effect of this act; prescribing a penalty, and declaring an emergency."

The bill was read second time.

Mr. Graves offered the following amendment to the bill:

Amend House bill No. 252 by striking out the words "Williamson county" wherever they appear in the bill.

The amendment was adopted.

Mr. Smith of Bastrop offered the following amendment to the bill:

Amend House bill No. 252 by adding "Bastrop county."

The amendment was adopted.

Mr. Fuchs offered the following amendment to the bill:

Amend House bill No. 252 by adding "Washington county" at the proper place.

The amendment was adopted.

Mr. Shelton offered the following amendment to the bill:

Amend House bill No. 252 by adding at the end of Section 2 the following: "The provisions of this act shall not apply to Commissioners Precinct No. 1, Hays county."

The amendment was adopted.

House bill No. 252 was then passed to engrossment.

#### HOUSE BILL NO. 278 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 278, A bill to be entitled "An Act providing for an open season of four days on prairie chickens except in certain counties; providing for a penalty for violation of this act; providing that all laws and parts of laws in conflict herewith shall be subject to the terms of this act, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 787 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 787, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas, which levies are unenforce-

able because of failure of the governing bodies of such respective incorporated cities and towns to make such levy by ordinance, and which are unenforceable because of the failure of such governing bodies to appoint the statutory board of equalization, or where the city council, city commission or other governing body of such incorporated city or town have acted as a board of equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town; making this act applicable only to counties having a population not exceeding 30,000, and declaring an emergency."

The bill was read second time.

Mr. Lilley offered the following amendments to the bill:

(1)

Amend House bill No. 787, page 2, line 4, by striking out in line 4 after the word "population" all the remainder of lines 4 and 5 and change to read thereafter: "of 14,588 to 14,800, according to the last preceding United States census."

(2)

Amend House bill No. 787 so that the caption will conform with committee amendment No. 1.

The amendments were severally adopted.

House bill No. 787 was then passed to engrossment.

#### HOUSE BILL NO. 986 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 986, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits to schools of the county and work in co-operation with teachers; prescribing the salary of said supervisor and how it shall be paid; providing other things incidental to said purpose, and declaring an emergency."

The bill was read second time.

Mr. Adams of Jasper offered the following amendment to the bill:

Amend House bill No. 986, Section 5, by striking out the following: "And teachers of independent districts of less than 10,000 population."

The amendment was adopted.

House bill No. 986 was then passed to engrossment.

(Mr. Sanders in the chair.)

#### RECALLING HOUSE BILL NO. 678.

Mr. Veach asked unanimous consent of the House to recall House bill No. 678 from the Senate for further consideration.

There was no objection offered, and it was so ordered.

(Speaker in the chair.)

#### ADJOURNMENT.

On motion of Mr. Satterwhite, the House, at 3:45 o'clock p. m. adjourned until 9:30 o'clock a. m. next Monday.

#### APPENDIX.

#### STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Education: House bills Nos. 932 and 986.

State Affairs: Senate bills Nos. 176 and 214; House bill No. 988.

Highways and Motor Traffic: House bills Nos. 113, 812, 935 and 960.

Revenue and Taxation: Senate bills Nos. 311 and 403.

Oil, Gas and Mining: Senate bill No. 337.

Agriculture: House bill No. 628.

Public Lands and Building: House concurrent resolution No. 43; House bills Nos. 358 and 912.

Appropriations: House bill No. 803.

The following committees have filed adverse reports on bills as follows:

Highways and Motor Traffic: House bill No. 667.

Revenue and Taxation: House bills Nos. 373 and 817.

Judiciary: Senate bill No. 381; House bills Nos. 429, 839 and 906.

The following committees have filed adverse reports, with minority favorable reports, as follows:

Revenue and Taxation: House bill No. 791.

Insurance: House bill No. 937.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred H. B. No. 571, A bill to be entitled "An Act providing a more efficient road law for Sabine county, Texas; authorizing the commissioners court to refund the indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof; making this act cumulative of all other laws applicable to said laws in harmony with the provisions thereof; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred H. B. No. 834, A bill to be entitled "An Act amending Article 3937, Revised Civil Statutes of Texas, 1925, as amended by Chapter 20, Section 7, Acts of the Fourth Called Session of the Forty-first Legislature, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred H. B. No. 294, A bill to be entitled "An Act amending Article 6954, Chapter 6, Title 121, of the Revised Civil Statutes of Texas, 1925, as amended in Chapter 245 of the Acts of the Regular Session of the Fortieth Legislature of Texas, as amended in Chapter 5 of the Acts of the Regular Session of the Forty-first Legislature of Texas, and as further amended in Chapter 71 of the Acts of the First Called Session of the Forty-first Legislature of Texas, the latter being House bill No. 120, passed by the First Called Session of



the Forty-first Legislature, and further amended in Chapter 8 of the Acts of the Third Called Session of the Forty-first Legislature, Senate bill No. 22, with reference to the mode of preventing horses and certain other animals from running at large in the counties named, so as to include in said article the counties of Carson and Oldham, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 570, A bill to be entitled "An Act providing a more efficient road law for Sabine county, Texas, authorizing the commissioners court to refund the matured and unpaid principal and interest of its county-wide road bonds, dated January 1, 1918, by the issuance of refunding bonds in said amount, bearing interest at the same or a lower rate than the interest of said original bonds, providing for their maturities, for the levy of a tax in payment thereof, making this act cumulative of all other laws applicable to said county in harmony with the provisions hereof, repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 678, A bill to be entitled "An Act creating a more efficient road system for Johnson county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery, and appliances of said county under the direction of the commissioners court, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 659, A bill to be entitled "An Act to amend House bill No. 18, Third Called Session of the Forty-first Legislature, to provide for and regulate the method of taking and catching fish in the public fresh waters of Marion, Harrison and Rusk counties, State of Texas, permitting the use of seines, nets and fish traps of a specified size; declaring seines, nets and fish traps of certain sizes to be a public nuisance; providing penalties for violations of this act, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 686, A bill to be entitled "An Act to amend Article 3943, Revised Civil Statutes of 1925, providing for commissions that shall be paid to the county treasurer and providing for one deputy in certain counties and fixing compensation, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 744, A bill to be entitled "An Act repealing Chapter 86 of the Third Called Session of the Thirty-sixth Legislature, known as House bill No. 164, and being a special road law for Blanco county, and providing that the general road laws of the State of Texas shall govern in Blanco county from the date of the passage of this act with the following exceptions and additional provisions herein set out, and providing for the refunding of indebtedness of Blanco county heretofore made and evidenced by warrants or certificates of indebt-

edness heretofore issued, and as such same shall be known as the local road laws of Blanco county,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 693, A bill to be entitled "An Act to make it unlawful to take or kill wild quail of any species for a period of five years in Borden county, Texas; fixing penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 695, A bill to be entitled "An Act providing a more efficient road law for Dickens county, Texas; authorizing the commissioners court to refund that part of the principal and interest of its county-wide road bonds which will mature in March and April, 1931, by the issuance of refunding bonds in said amount, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 746, A bill to be entitled "An Act authorizing the commissioners court in any county having a population of not less than 12,500 and not more than 12,510, according to the United States census of 1920, and having an area of not less than 3000 square miles, to allow the county judge and each county commissioner certain expenses for traveling and in connection with the use of his automobile on official business; requiring each such judge and commissioner to pay the expense of operation and repair of each automobile used by him

without further expense to the county, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 717, A bill to be entitled "An Act to regulate the method of taking or catching fish in the public fresh waters in Morris and Titus counties, State of Texas; providing penalties for violation, repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, March 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 776, A bill to be entitled "An Act to fix the bag limit on quail and doves in Wood county; fixing the open season for killing quail and doves in said county; fixing the bag limit and open season for killing squirrels in said county; prohibiting hunting, taking, or trapping in any way any fur-bearing animals in Wood county by transient or other persons who are not resident citizens of said county; prescribing penalties for the violation of any of the provisions of this act; repealing Chapter 190 of General and Special Laws of the Regular Session of the Forty-first Legislature, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

### THIRTY-SEVENTH DAY.

(Monday, March 30, 1931.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Albritton.
Adams of Jasper.	Alsup.
Adamson.	Anderson.
Akin.	Baker.